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In re Application of
PESACH et al.
Serial No.: 10/551,543
PCT No.: PCT/IL04/00289
Int. Filing Date: 29 March 2004
Priority Date: 04 April 2003
Attorney's Docket No.: 227/048196
For: PHOTOACOUSTIC ASSAY METHOD AND
APPARATUS

DECISION ON
SUBMISSION

This is a decision on applicants' submission under 35 U.S.C. 371, filed on 04 December 2006 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 09 May 2006, a Notification of Missing Requirements was mailed to applicant indicating that an oath or declaration, in compliance with 37 CFR 1.497(a) and (b) and the surcharge for filing the oath or declaration after the thirty month period, was required.

On 08 August 2006, in response to the Notification of Missing Requirements, applicant filed a declaration executed by the joint inventors.

On 03 November 2006, a Notification of Defective Response was mailed to applicant indicating that declaration was not properly executed because the name of the first inventor did not correspond with the name as listed on the published application. A new declaration was required.

On 04 December 2006, applicant filed a copy of the one page declaration, executed by the joint inventors along with a statement, explaining that the first named inventor on the declaration is the same as identified on the international application and that the inventor signed the declaration, using an abbreviation of her full legal name.

DISCUSSION

A review of the declaration filed on 08 August 2006 reveals that it is signed by the joint inventors, is in compliance with 37 CFR 1.497(a) and (b) and is acceptable.

CONCLUSION

The declaration filed on 08 August 2006 is in compliance with 37 CFR 1.497(a) and (b) and is acceptable. The 03 November 2006 Notification of Defective Response is hereby

VACATED.

The application will be forwarded to the United States Designated/Elected Office for further processing. The 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) date is 08 August 2006.



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